

OFFICE OF THE ATTORNEY GENERAL
Edward Manibusan
Attorney General
J. Robert Glass, Jr. (F0523)
Chief Solicitor
Hon Juan A. Sablan Mem. Bldg., 2nd Floor
Saipan, MP 96950-8907
Tel: (670)-237-7500
Fax: (670)-664-2349
e-mail: robby_glass@cnmioag.org
Attorney for DPS Commissioner Macaranas
In his Official Capacity

**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN MARIANA ISLANDS**

PAUL MURPHY,

Plaintiff,

v.

Anthony Iglecias Macaranas, in his official
capacity as Commissioner of the Department
of Public Safety of the Northern Mariana
Islands

Defendant.

Civil Action No. 1-24-CV-00017

**MOTION TO DISMISS UNDER
FEDERAL RULES OF CIVIL
PROCEDURE 12(b)(5) & (6)**

Hearing Date: January 23, 2025

Time: 3:00 p.m.

Judge: Chief Judge Manglona

Pursuant to Federal Rule of Civil Procedures 12(b)(5) & (6), Commissioner Anthony Macaranas in his official capacity as Commissioner of the Department of Public Safety, by and through his attorney of record, Chief Solicitor, J. Robert Glass, Jr., hereby files this Motion to Dismiss.

Plaintiff failed to properly serve Defendant and fails to state a claim upon which relief may be granted.

A Memorandum of Law in support of Defendant's Motion is submitted along with this motion as required by Local Rule 7.1(b).

//

//

//

//

1 Respectfully Submitted,

2
3 November 26, 2024

4 CNMI OFFICE OF THE ATTORNEY GENERAL
5 EDWARD MANIBUSAN, ATTORNEY GENERAL

6 By: /s/ J. Robert Glass, Jr.

7 J. Robert Glass, Jr., Bar No. F0523

8 Chief Solicitor

9 Office of the Attorney General

10 Commonwealth of the Northern Mariana Islands

11 Attorneys for the Commonwealth

12 **CERTIFICATE OF SERVICE**

13 I hereby certify that the above and foregoing Motion and Memorandum In Support has
14 been electronically filed on November 26, 2024. Further, I certify that a true and correct copy of
15 the foregoing motion and memorandum will be served upon Plaintiff either through the ECF
16 system or by delivery to his address with a certificate of service filed with the Court.

17
18 /s/ J. Robert Glass, Jr.

19 J. Robert Glass, Jr., Bar No. F0523

20 Chief Solicitor

21 Office of the Attorney General

22 Commonwealth of the Northern Mariana Islands
23
24
25
26
27
28